

AM7221
LB 1033
MMM-04-05

AM7221
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E & R AMENDMENTS TO LB 1033

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 "Section 1. Section 71-5178, Revised Statutes
4 Supplement, 2001, is amended to read:

5 71-5178. The department, with the approval of the board,
6 shall adopt and promulgate rules and regulations necessary to:

7 (1) Implement the Emergency Medical Services Act;

8 (2) Create the following certification classifications of
9 out-of-hospital emergency care providers: (a) First responder; (b)
10 emergency medical technician; (c) emergency medical
11 technician-intermediate; and (d) emergency medical
12 technician-paramedic. The rules and regulations creating the
13 classifications shall include the practices and procedures
14 authorized for each classification, training and testing
15 requirements, recertification requirements, and other criteria and
16 qualifications for each classification determined to be necessary
17 for protection of public health and safety;

18 (3) Provide for curricula which will allow
19 out-of-hospital emergency care providers and users of automated
20 external defibrillators as defined in section 71-51,102 to be
21 trained for the delivery of practices and procedures in units of
22 limited subject matter which will encourage continued development
23 of abilities and use of such abilities through additional
24 authorized practices and procedures;

AM7221
LB 1033
MMM-04-05

AM7221
LB 1033
MMM-04-05

1 (4) Establish procedures and requirements for
2 applications for examination, certification, or recertification in
3 any of the certification classifications created pursuant to the
4 Emergency Medical Services Act;

5 (5) Provide for the licensure of basic life support
6 services and advanced life support services. The rules and
7 regulations providing for licensure shall include standards and
8 requirements for: Vehicles, equipment, maintenance, sanitation,
9 inspections, personnel, training, medical direction, records
10 maintenance, practices and procedures to be provided by employees
11 or members of each classification of service, and other criteria
12 for licensure established by the department with the approval of
13 the board;

14 (6) Authorize emergency medical services to provide
15 differing practices and procedures depending upon the
16 qualifications of out-of-hospital emergency care providers
17 available at the time of service delivery. No emergency medical
18 service shall be licensed to provide practices or procedures
19 without the use of personnel certified to provide the practices or
20 procedures;

21 (7) Authorize out-of-hospital emergency care providers to
22 perform any practice or procedure which they are authorized to
23 perform with an emergency medical service other than the service
24 with which they are affiliated when requested by the other service
25 and when the patient for whom they are to render services is in
26 danger of loss of life;

27 (8) Provide for the approval, inspection, review, and

AM7221
LB 1033
MMM-04-05

AM7221
LB 1033
MMM-04-05

1 termination of approval of training agencies and establish minimum
2 standards for services provided by training agencies. All training
3 for certification shall be provided through an approved or
4 accredited training agency;

5 (9) Provide for the minimum qualifications of a physician
6 medical director in addition to the licensure required by
7 subdivision (10) of section 71-5175;

8 (10) Provide for the use of physician medical directors,
9 qualified physician surrogates, model protocols, standing orders,
10 operating procedures, and guidelines which may be necessary or
11 appropriate to carry out the purposes of the act. The model
12 protocols, standing orders, operating procedures, and guidelines
13 may be modified by the physician medical director for use by any
14 out-of-hospital emergency care provider or emergency medical
15 service before or after adoption;

16 (11) Establish criteria for approval of organizations
17 issuing cardiopulmonary resuscitation certification which shall
18 include criteria for instructors, establishment of certification
19 periods and minimum curricula, and other aspects of training and
20 certification;

21 (12) Establish recertification and renewal requirements
22 for out-of-hospital emergency care providers and emergency medical
23 services and provide for compliance with recertification
24 requirements by one of the following methods: (a) Continuing
25 education; (b) achieving a department-prescribed level of
26 performance on a written and practical skills test; or (c)
27 verification by a physician medical director or qualified physician

1 surrogate that the applicant is qualified for recertification. The
2 recertification requirements for out-of-hospital emergency care
3 providers shall allow recertification at the same or any lower
4 level of certification for which the out-of-hospital emergency care
5 provider is determined to be qualified;

6 (13) Establish criteria for deployment and use of
7 automated external defibrillators as necessary for the protection
8 of the public health and safety; ~~and~~

9 (14) Create certification, recertification, and renewal
10 requirements for emergency medical service instructors. The rules
11 and regulations shall include the practices and procedures for
12 certification, recertification, and renewal; and

13 (15) Establish criteria for emergency medical
14 technicians-intermediate and emergency medical
15 technicians-paramedic performing activities within their scope of
16 practice at a hospital or health clinic under subsection (3) of
17 section 71-5184. Such criteria shall include, but not be limited
18 to: (a) Requirements for the orientation of registered nurses,
19 physician assistants, and physicians involved in the supervision of
20 such personnel; (b) supervisory and training requirements for the
21 physician medical director or other person in charge of the medical
22 staff at such hospital or health clinic; and (c) a requirement that
23 such activities shall only be performed at the discretion of, and
24 with the approval of, the governing authority of such hospital or
25 health clinic. For purposes of this subdivision, health clinic has
26 the definition found in section 71-416 and hospital has the
27 definition found in section 71-419.

1 All certificates and licenses issued under the act shall
2 expire at midnight on December 31 the third year after issuance.

3 Sec. 2. Section 71-5184, Revised Statutes Supplement,
4 2000, is amended to read:

5 71-5184. (1) An out-of-hospital emergency care provider
6 other than a first responder as classified under section 71-5178
7 may not assume the duties incident to the title or practice the
8 skills of an out-of-hospital emergency care provider unless he or
9 she is employed by or serving as a volunteer member of an emergency
10 medical service licensed by the department.

11 (2) An out-of-hospital emergency care provider may only
12 practice the skills he or she is authorized to employ and which are
13 covered by the certificate issued to such provider pursuant to
14 section 71-5181.

15 (3) An emergency medical technician-intermediate or an
16 emergency medical technician-paramedic may volunteer or be employed
17 at a hospital as defined in section 71-419 or a health clinic as
18 defined in section 71-416 to perform activities within his or her
19 scope of practice within such hospital or health clinic under the
20 supervision of a registered nurse, a physician assistant, or a
21 physician. Such activities shall be performed in a manner
22 established in rules and regulations adopted and promulgated by the
23 department with approval of the board. except as provided in
24 subdivision (7) of section 71-5178.

25 Sec. 3. Original section 71-5184, Revised Statutes
26 Supplement, 2000, and section 71-5178, Revised Statutes Supplement,
27 2001, are repealed.".

AM7221
LB 1033
MMM-04-05

AM7221
LB 1033
MMM-04-05

1 2. On page 1, strike lines 2 through 4 and insert
2 "section 71-5184, Revised Statutes Supplement, 2000, and section
3 71-5178, Revised Statutes Supplement, 2001; to change scope of
4 practice provisions; to provide for rules and regulations; and to
5 repeal the original sections.".